

**AMENDMENT TRANSMITTAL FORM**

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OCT 15 2007

In re application of: Angela J. Keeney, et al.

U. S. Serial No.: 10/678,468

Filed: October 3, 2003

 For: HIGH VISCOSITY INDEX WIDE-TEMPERATURE  
 FUNCTIONAL FLUID COMPOSITIONS AND  
 METHODS FOR THEIR MAKING AND USE

) Before the Examiner

) Ellen M. McAvoy

) Confirmation Number: 3346

) Group Art Unit: 1764

) Family Number: P2002J112 US2

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the  
 Commissioner for Patents facsimile number 1-571-273-8300 on the date shown below.

Susan Fleming

Signature

October 15, 2007

Date

Transmittal herewith is an amendment/response in the above-identified application.

Petition for extension of time pursuant to 37 CFR 1.136 and 1.137 is hereby made, if and to the extent, required. The fee for this  
 extension of time is calculated to be \$ 120.- to extend the time for filing this response until 10-18-2007.

The fee for any changes in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7)
Total Claims	*	Minus	**		x 50.00	
Indep. Claims	*	Minus	***		x 200.00	
MULTIPLE DEPENDENT CLAIM FEE					\$ 360.00	
FEE FOR CLAIM CHANGES						0

- \* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.
- \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The total fee for this Terminal Disclaimer, including claim changes and any extension of time is calculated to be \$ 250.-

☒ Charge \$ 250.- to **DEPOSIT ACCOUNT NO. 05-1330**.

☒ The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required by this paper, or credit any overpayment, to **DEPOSIT ACCOUNT NO. 05-1330**.

DATE OF SIGNATURE

Post Office Address: [to which correspondence is to be sent]  
 ExxonMobil Research and Engineering Company  
 P. O. Box 900  
 Annandale, New Jersey 08801-0900

ATTORNEY OR AGENT OF RECORD

GARY P. KATZ

Registration No. 46,099

☒ Pursuant to 37 CFR 1.34(a)

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE  
PATENTING REJECTION OVER A PRIOR PATENT**

Docket Number (optional)  
**NLF-0323**

In re Application of: Angela J. Keeney, et al.

Application Number 10/678,468

Family Number P2002J112 US2

Filed: October 3, 2003

For: HIGH VISCOSITY INDEX WIDE-TEMPERATURE FUNCTIONAL FLUID COMPOSITIONS AND  
METHODS FOR THEIR MAKING AND USE

The owner\*, ExxonMobil Research and Engineering Company (formerly Exxon Research and Engineering Company) of one hundred percent (100%) interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent Application No. 10/678,547. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

  
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46,099

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☐ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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\* Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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